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7 Attorney for Billy Ray McDuffy

8
9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 BILLY RAY MCDUFFY,

15 Defendant.
16

Case No. 2:16-cr-0273-APG-GWF

STIPULATION TO CONTINUE
SENTENCING HEARING
(First Request)

17 IT IS HEREBY STIPULATED AND AGREED, by and between Steven Myhre, Acting
18 United States Attorney, and Phillip N. Smith Jr., Assistant United States Attorney, counsel for
19 the United States of America, and Rene L. Valladares, Federal Public Defender, and Rebecca
20 Levy, Assistant Federal Public Defender, counsel for Billy Ray McDuffy, that the Sentencing
21 Hearing currently scheduled on August 17, 2017, be vacated and continued to a date and time
22 convenient to the Court, but no sooner than forty-five (45) days.

23 This Stipulation is entered into for the following reasons:

24 1. Defense counsel needs the additionally time to conduct mitigation and draft her
25 sentencing memorandum.

26 2. The defendant is in custody and agrees with the need for the continuance.

1 3. The parties agree to the continuance.

2 This is the first request for a continuance of the sentencing hearing.

3 DATED this 8th day of August, 2017.

4
5 RENE L. VALLADARES
6 Federal Public Defender

 STEVEN MYHRE
 Acting United States Attorney

7 */s/ Rebecca Levy*
8 By _____

9 REBECCA LEVY
 Assistant Federal Public Defender

/s/ Phillip N. Smith Jr.
 By _____

 PHILLIP N. SMITH JR.
 Assistant United States Attorney

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 BILLY RAY MCDUFFY,

7 Defendant.

Case No. 2:16-cr-00273-APG-GWF

ORDER

9
10 IT IS THEREFORE ORDERED that the sentencing hearing currently scheduled for
11 Thursday, August 17, 2017 at 9:30 a.m., be vacated and continued to October 3, 2017 at the
12 hour of 9:30 a.m.; or to a time and date convenient to the court in Courtroom 6C.

13 DATED this 9th of August, 2017.

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16 UNITED STATES DISTRICT JUDGE